

Remarks

Claims 19-24, 26-31, 33-38 were rejected by Examiner under 35 U.S.C. § 103 as being unpatentable over Breeden and Yamasaki.

The Applicant has amended claims 19, 26, and 33 to overcome the Examiner's rejection. The claims now recite that each alert is periodically generated for a predetermined number of cycles, wherein each cycle of the predetermined number of cycles includes a first time period when the alert is generated followed by a second time period when the alert is not generated. This is distinguished from the oscillating motion of a mass that continuously generates a vibrating alert when enabled.

The Applicant submits that no new matter has been entered by this amendment.

Examiner has provisionally rejected claims 19, 26, and 33 under the judicially created doctrine of non-obviousness-type double patenting as being unpatentable over claims 1, 18, 19, and 20 of U.S. Application No. 220949 and claims 19, 24, 29, and 34 of U.S. Application No. 220856.

Examiner has provisionally rejected claims 21-25, 28-32, and 35-39 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1, 18, 19, and 20 of U.S. Application No. 220949 and claims 19, 24, 29, and 34 of U.S. Application No. 220856 in view of Breeden.

The Applicant will consider filing a terminal disclaimer to overcome the Examiner's rejection on the basis of the claims allowed.

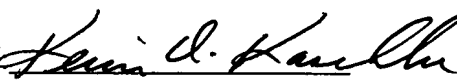
Claims 24, 31 and 38 were amended to provide proper antecedent basis for their respective independent claims.

A petition for a three month extension of time is included herewith.

The Applicant submits that the claims are not in a condition for allowance and reconsideration of allowance is hereby respectfully requested.

Respectfully submitted,

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